

Prior Attorney Docket No.: CPMC-01000US1
Attorney Docket No: CPMC-033/01US

PATENT

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 13, 2004.

By: 
Michelle R. Crosby

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Lee et al.

Serial No.: 10/690,880

Examiner: not yet assigned

Confirmation No.: 8369

Art Unit: 1645

Filed: October 22, 2003

For: **BIOMARKER PANEL FOR COLORECTAL CANCER**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Enclosed are:

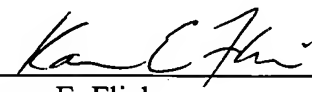
- ☒ Power to Prosecute (with copy of Assignment)
- ☒ Other: Postcard

The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 03-3117.

Dated: April 13, 2004

Cooley Godward LLP
ATTN: Patent Group
Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306-2155
Tel: (650) 843-5000
Fax: (650) 857-0663

Respectfully submitted,
COOLEY GODWARD LLP

By: 
Karen E. Flick
Reg. No. 44,111



Prior Attorney Docket No.: CPMC-01000US1

Attorney Docket No: CPMC-033/01US

PATENT

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 4/13/04.

By: _____

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**REVOCATION AND NEW POWER BY ASSIGNEE
AND STATEMENT UNDER 37 C.F.R. §3.73(b)**

The Assignee of the entire right, title, and interest in the above-identified application hereby revokes all previously granted powers and grants the registered practitioners of Cooley Godward LLP included in the Customer Number provided below power to act, prosecute, and transact all business in the U.S. Patent and Trademark Office in connection with this application, any applications claiming priority to this application, and any patents issuing therefrom.

The assignee certifies that to the best of its knowledge and belief it is the owner of the entire right, title, and interest in and to the above-identified application as evidenced by:

- ☒ An assignment document, a copy of which is enclosed herewith;
- ☐ An assignment previously recorded in the U.S. Patent and Trademark Office at Reel _____ Frame _____.

Please direct all telephone calls and correspondence to:

COOLEY GODWARD LLP

ATTN: Patent Group

Five Palo Alto Square

3000 El Camino Real

Palo Alto, CA 94306-2155

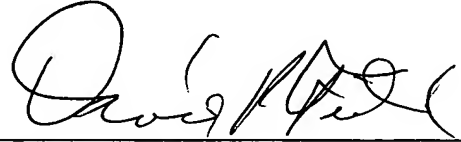
Tel: (650) 843-5000

Fax: (650) 857-0663

CUSTOMER NUMBER: **23419**

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

Date: 4/1/04

Signature: 

Name: David R. Fielder

Title: Vice President of Research

Company: California Pacific Medical Center



JOINT TO CORPORATE ASSIGNMENT **COPY**

WHEREAS, the undersigned Inventors:

(1) Nancy M. Lee
a resident of San Francisco, California; and

(2) Ling C. Chen
a resident of Fremont, California

have invented certain new and useful improvements in:

BIOMARKER PANEL FOR COLORECTAL CANCER

and have executed a declaration or oath for an application for a United States patent disclosing and identifying the invention, said invention having been filed on the 22nd day of October, 2003, and assigned U.S. Patent Application No. 10/690,880.

WHEREAS California Pacific Medical Center (hereinafter termed "Assignee"), a corporation of the State of California, having a place of business at 2200 Webster Street, Suite 514, San Francisco, State of California, wishes to acquire the entire right, title and interest in and to said application and the invention disclosed therein, and in and to all embodiments of the invention, heretofore conceived, made or discovered jointly or severally by said Inventors (all collectively hereinafter termed "said invention"), and in and to any and all patents, certificates of invention and other forms of protection thereon (hereinafter termed "patents") applied for or granted in the United States and/or other countries.

NOW THEREFORE, for good and valuable consideration acknowledged by each of said Inventors to have been received in full from said Assignee:

1. Said Inventors do hereby sell, assign, transfer and convey to said Assignee, the entire right, title and interest (a) in and to said application and said invention; (b) in and to all rights to apply in any or all countries of the world for patents, certificates of inventions or other governmental grants on said invention, including the right to apply for patents pursuant to the International Convention for the Protection of Industrial Property or pursuant to any other convention, treaty, agreement or understanding; (c) in and to any and all applications filed and any and all patents, certificates of inventions or other governmental grants granted on said invention in the United States or any other country, including each and every application filed and each and every patent granted on any application which is a division, substitution, or continuation of any of said applications; (d) in and to each and every reissue or extension of any of said patents; and (e) in and to each and every patent claim resulting from a reexamination certificate for any and all of said patents.

2. Said Inventors hereby jointly and severally covenant and agree to cooperate with said Assignee to enable said Assignee to enjoy to the fullest extent the right, title and interest herein conveyed in the United States and other countries. Such cooperation by said Inventors shall include prompt production of pertinent facts and documents, giving of testimony, executing of petitions, oaths, specifications, declarations or other papers, and other assistance all to the extent deemed necessary or desirable by said Assignee (a) for perfecting in said Assignee the right, title and interest herein conveyed; (b) for complying with any duty of disclosure; (c) for prosecuting any of said applications; (d) for filing and prosecuting substitute, divisional, continuing or additional applications covering said invention; (e) for filing and prosecuting applications for

reissue of any of said patents; (f) for interference or other priority proceedings involving said invention; and (g) for legal proceedings involving said invention and any applications therefor and any patents granted thereon, including without limitation opposition proceedings, cancellation proceedings, priority contests, public use proceedings, reexamination proceedings, compulsory licensing proceedings, infringement actions and court actions; provided, however, that the expense incurred by said Inventors in providing such cooperation shall be paid for by said Assignee.

3. The terms and covenants of this Assignment shall inure to the benefit of said Assignee, its successors, assigns and other legal representatives, and shall be binding upon said Inventors, their respective heirs, legal representatives and assigns.

4. Said Inventors hereby jointly and severally warrant and represent that they have not entered and will not enter into any assignment, contract, or understanding in conflict herewith.

IN WITNESS WHEREOF, the said Inventors have executed this instrument on the date as given below and delivered this instrument to said Assignee:

Date 2/10/04 (1) Nancy M. Lee
Nancy M. Lee
(Inventor's Signature)

State of CALIFORNIA
County of SAN FRANCISCO

On FEBRUARY 2, 2004 before me, M. CRISTINA ESTEBANEZ
(name and title of officer)

personally appeared Nancy M. Lee, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature M. Cristina Estebanez



January 30, 2004
Date

(2) L-CC CC
Ling C. Chen
(Inventor's Signature)

State of CALIFORNIA

County of SAN FRANCISCO

On JANUARY 30, 2004 before me, M. CRISTINA ESTEBANEZ
(name and title of officer)

personally appeared Ling C. Chen, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature M. Cristina Estebanez